

19900514

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, MAY 14, 1990  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:08 p.m.  
Mayor O'Connor adjourned the meeting at 5:40 p.m. to meet in Closed  
Session on Tuesday, May 15, 1990, at 9:30 a.m., to discuss pending  
litigation matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-excused by R-275821  
(family illness)
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-excused by R-275735  
(solid waste meeting in New York)
- (8) Council Member Filner-present
- Clerk-Abdelnour (rb)

FILE LOCATION: MINUTES

May-14-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present

- (3) Council Member Hartley-present
- (4) Council Member Pratt-not present
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-present

May-14-1990

ITEM-10: INVOCATION

Invocation was given by Reverend Kenneth Gosselin,  
Christ United Methodist Church.

FILE LOCATION: MINUTES

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ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member  
Roberts.

FILE LOCATION: MINUTES

May-14-1990

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

4/2/90

4/3/90

4/9/90 Adjourned

4/10/90 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A053-055.)

MOTION BY HENDERSON TO APPROVE. Second by Filner. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,  
Pratt-not present, Bernhardt-not present, Henderson-yea,  
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

May-14-1990

ITEM-31: PRESENTED

Presentation to the Mayor and City Council by Dr. Albert Anderson, President of the Zoological Society of San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A092-157.)

ITEM-32: (R-90-1784) ADOPTED AS RESOLUTION R-275680

Proclaiming June 2 through 8, 1990 to be "U.S. Coast Guard Bicentennial Week"; congratulating the U.S. Coast Guard on its 200th Anniversary and inviting all citizens to participate in public celebrations and events.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A036-091.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-50: (O-90-111) INTRODUCED, TO BE ADOPTED ON MAY 29, 1990

Introduction of an Ordinance amending Chapter IX, Article 3, of the San Diego Municipal Code to adopt, by reference, the 1988 Uniform Plumbing Code and the 1988 Uniform Mechanical Code by amending the title to Chapter IX, Article 3; by repealing Sections 93.00.0002, 93.00.0003, 93.00.0004, 93.00.0005, 93.00.0201, 93.00.0313, 93.00.0403, 93.00.0409(a), 93.00.0912, 93.00.1007(e), 93.00.1206(c), 93.0404, 93.1705, 93.1706, 93.1707, 93.1708, 93.1709, 93.1710, 93.1711, 93.1712 and 93.1714; by amending Sections 93.0110, 93.0111 and 93.0112; by amending and renumbering Sections 93.00.0000, 93.0102, 93.0103, 93.00.0001, 93.0105, 93.0106, 93.0107, 93.0108, 93.00.1010, 93.0301.1, 93.0302, 93.0302.1, 93.0304, 93.0304.1, 93.0113, 93.0405, 93.0401.1, 93.0401.3, 93.0114 and 93.0115; by adding a new Section 93.0102; by amending the title to Division 2, and Division 5; by adding Division 6, Sections

93.0601 and 93.0602; and by repealing the title to  
Division 17.  
(See City Manager Report CMR-90-206.)

FILE LOCATION:    --

COUNCIL ACTION:   (Tape location: A208-214.)

CONSENT MOTION BY HENDERSON TO INTRODUCE. Second by Bernhardt.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea,  
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-100: (R-90-1604)   ADOPTED AS RESOLUTION R-275681

Awarding a contract to San Diego Police Equipment for  
furnishing factory ammunition, as may be required for a  
period of one year beginning July 1, 1990 through June  
30, 1991, for an estimated cost of \$175,900.91,  
including tax and terms, with options to renew the  
contract for two additional one year periods, with price  
escalation not to exceed 10 percent of prices in effect  
at the end of each prior contract period.  
(BID-I1330/90)

FILE LOCATION:    CONT - PURCHASE - San Diego Police Equipment  
CONT FY90-1

COUNCIL ACTION:   (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea,  
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-101: (R-90-1606)   ADOPTED AS RESOLUTION R-275682

Awarding a contract to the Dunbar-Nunn Corporation for  
furnishing mobile public address systems with electronic  
sirens, as may be required for a period of one year

beginning June 1, 1990 through May 31, 1991, for a total  
cost of \$51,781.59, including tax and terms, with an option  
to renew the contract for two additional one year periods.  
(BID-I1365/90)

FILE LOCATION:    CONT - PURCHASE - Dunbar-Nunn Corporation

CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-102: (R-90-1603) ADOPTED AS RESOLUTION R-275683

Awarding a contract to O.P.S. Fleet Specialists for the purchase of automotive filters and filter elements, as may be required for a period of one year beginning June 1, 1990 through May 31, 1991, for an estimated cost of \$55,000, including tax and terms, with an option to renew the contract for one additional one year period with price increases not to exceed 8 percent of original contract pricing. (BID-C1384/90)

FILE LOCATION: CONT - PURCHASE - O.P.S. Fleet Specialists  
CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-103: (R-90-1608) ADOPTED AS RESOLUTION R-275684

Awarding a contract to Jones Chemicals, Inc. for furnishing liquid chlorine in one-ton cylinders and liquid chlorine in 150-lb. cylinders, as may be required for a period of one year beginning July 1, 1990 through June 30, 1991 at a cost of \$324.50 per ton and \$32 per CWT, for an estimated cost (City's portion only) of \$292,242, including tax, with options to renew for two additional one year periods with no price escalation; in the event the contract vendor is unable to deliver on any occasion during the contract period, the Purchasing Agent is authorized to obtain chlorine from the new low bidder and from subsequent bidders, if necessary, or to obtain chlorine on the open market until the contract can be rebid. (BID-B1357/90)

FILE LOCATION: CONT - PURCHASE - Jones Chemicals, Inc.

CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-104: (R-90-1611) ADOPTED AS RESOLUTION R-275685

Awarding a contract to Imperial West Chemical Co., for furnishing liquid caustic soda, as may be required for a period of one year beginning July 1, 1990 through June 30, 1991, for a total estimated cost of \$484,600, including tax, with an option to renew the contract for one additional year period with price escalation not to exceed 20 percent of the bid price; in the event the contract vendor fails to deliver material meeting specifications, the Purchasing Agent is authorized to terminate the contract and to award to the next low responsible and responsive bidder, and to successive low bidders if necessary, or to purchase liquid caustic soda on the open market until the contract can be rebid. (BID-B1321/90)

FILE LOCATION: CONT - PURCHASE - Imperial West Chemical Co.  
CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-105: (R-90-1607) ADOPTED AS RESOLUTION R-275686

Awarding a contract to Varian Associates, Inc., Instrument Group for the purchase of one Gas Chromatograph/Mass Spectrometer System at the actual cost of \$120,640.45, including applicable tax; authorizing the expenditure of an amount not to exceed \$120,640.45 from Fund No. 41502, Department No. 700, Organization No. 425, Object Account No. 6010, and Job Order No. 24998, for providing funds for said project and related costs; authorizing the Auditor and

Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-1292/90)  
Aud. Cert. 9000925.

FILE LOCATION: CONT - PURCHASE - Varian Associates, Inc.  
CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)  
CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-106: (R-90-1589) ADOPTED AS RESOLUTION R-275687

Awarding a contract to the Fluid Systems Corporation, a Division of Allied-Signal Technologies, for procurement of reverse osmosis pressure vessels and associated membrane elements for the San Pasqual Reclamation Plant, for a total cost of \$169,988, including tax and terms; authorizing the expenditure of an amount not to exceed \$169,988 (\$84,994 from Fund No. 41506, Department No. 700, Organization No. 203, Object Account No. 4220, and Job Order No. 171389, and \$84,994 from Fund No. 41502, Department No. 700, Organization No. 203, Object Account No. 4220, and Job Order No. 181061), for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-E0997/90)

Aud. Cert. 9000931.

FILE LOCATION: CONT - PURCHASE - Fluid Systems Corporation  
CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)  
CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-107: (R-90-1610) ADOPTED AS RESOLUTION R-275688

Awarding a contract to SMA Equipment Co., Inc. for lease and full maintenance with option to purchase one heavy duty tractor bulldozer, Alt. I, as may be required for a period of one year from date of acceptable delivery to the City, for a total estimated first year cost of \$133,792, with option to renew the contract for four additional one year periods and options to purchase at the end of each contract year. (BID-B1266/90)

FILE LOCATION: CONT - PURCHASE - SMA Equipment Co., Inc.  
CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-108: (R-90-1609) ADOPTED AS RESOLUTION R-275689

19900514

Inviting bids for Asbestos Removal - Old Navy Administration Building on Work Order No. 119268; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$60,000 from Capital Outlay - Florida Canyon

Trust Fund No. 30245.1, CIP-21-829, Balboa Park Building Number 1 - Renovation, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K1436/90) (Prime construction contract \$55,000. Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Building No. 1 is one of the three buildings remaining on the Navy Hospital, Balboa Park Land Exchange site. The building was constructed in 1920 and was used by the Navy as the Hospital Administration Building. It will be remodeled for use as staff offices for the Park and Recreation Department's Central Division. This proposed project will remove asbestos before the remodeling project begins. Completion of the improvements to Building No. 1 is the key to a series of staff moves needed to meet a grant deadline for an approximately \$2.5 million Proposition 43



building rehabilitation grant for the Balboa Park Club.

Aud. Cert. 9000918.

FILE LOCATION: W.O. 119268 CONT - Barsotti's Inc.

CONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-109: (R-90-1605) ADOPTED AS RESOLUTION R-275690

19900514

Rejecting all bids received on August 29, 1989, pursuant to publication of notice calling for bids on Nestor Neighborhood Park - Development, pursuant to Resolution R-273843. (BID-0793/89)

(Otay Mesa-Nestor Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Bids were received for the Nestor Neighborhood Park Development project on August 29, 1989. The apparent low bidder was Caves Construction. The process of awarding a contract was started and a

pre-construction conference was held on October 24, 1989. The contractor then started work on October 30, 1989. However, the required Notice to Proceed had not been issued since the contractor had not fulfilled the contract requirement to post a Performance Bond before beginning work. On November 7, 1989 the contractor was ordered to stop work until the Performance Bond was posted. Due to the contractor's failure to provide the insurance bond required for the contract, despite repeated requests to do so, and because of the amount of time that has elapsed since the bid opening, rejection of all bids is recommended. The Sweetwater Unified School District has expressed interest in a joint use agreement for the one acre parcel adjoining the park site. The Park and Recreation Department will pursue this joint use agreement and if successful include this area within the park design. The project will be rebid when this issue is resolved.

FILE LOCATION: W.O. 118912 CONT - CGC Construction, Inc.

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-110: (R-90-1815) ADOPTED AS RESOLUTION R-275691

Resolution of Intention to vacate the Alley adjacent to Parcel 1 and Parcel 2 of Parcel Map PM-15636 and Block 1 of Wilshire Place Map-1832, under the provisions of the Public Streets, Highways, and Easements Vacation Law; fixing a time and place for a public hearing.  
(Mid-City Community Area. District-3.)

FILE LOCATION: DEED F-5267; STRT J-2740 DEED FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-111: (R-90-1782) CONTINUED TO MAY 21, 1990

Resolution of Intention to vacate Evergreen Street between Nimitz Boulevard and Macaulay Street and adjacent to Blocks 105 and 106 of Roseville Map-305, under the provisions of the Public Streets, Highways, and Easements Vacation Law; fixing a time and place for a public hearing.  
(Peninsula Community Area. District-2.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D098-115.)

MOTION BY ROBERTS TO CONTINUE FOR ONE WEEK TO ALLOW PRESENTATIONS FROM THE PUBLIC. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not

present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-112: (R-90-1654) ADOPTED AS RESOLUTION R-275692

Resolution of Intention to acquire approximately 15.6 acres of Los Penasquitos Canyon Preserve - North No. 7, for open space purposes for the San Diego Open Space Park Facilities District No. 1.  
(District-1.)

CITY MANAGER SUPPORTING INFORMATION: Los Penasquitos Canyon Preserve is priority number 1, in Category A, on the Council's adopted open space retention list. This 15.6-acre parcel is a portion of a large finger canyon northeast of the Newland tradeland property. On September 15, 1986, Council approved an

acquisition plan for this and other land, along with funds to have it appraised for purposes of acquisition for open space. Further, on June 1, 1987, Council established priorities for the acquisition plan which identified this land as the number eight priority. Since available funds were not adequate to proceed with all of the parcels included in this priority, we have been returning to Council for approval of funds in order of established priorities. Funding is now available to acquire this parcel, which consists mainly of canyon bottom and slope. This request is for \$700,000 to purchase this parcel at fair market value plus funds to cover title, escrow, and other miscellaneous costs.  
Aud. Cert. 9000822.

FILE LOCATION: STRT OS-23

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-113: (R-90-1679) ADOPTED AS RESOLUTION R-275693

Authorizing the expenditure of an amount not to exceed \$134,000 to supplement Resolution R-272094 for Los Penasquitos Canyon Preserve - North No. 1 acquisition costs, from Fund 79104, Org. 101, Object Account 4638, Job Order 028293; authorizing the expenditure of an amount not to exceed \$94,000 to supplement Resolution R-272095 for Los

Penasquitos Canyon Preserve - North No. 2 acquisition costs, from Fund 79104, Org. 101, Object Account 4638, Job Order 028294; authorizing the expenditure of an amount not to exceed \$97,000 to supplement Resolution R-272096 for Los Penasquitos Canyon Preserve - North No. 3 acquisition costs, from Fund 79104, Org. 101, Object Account 4638, Job Order 028295.

(District-1.)

CITY MANAGER SUPPORTING INFORMATION: Los Penasquitos Canyon Preserve is priority number 1, in Category A, on the Council's

adopted open space retention list. These parcels are a portion of a large finger canyon northeast of the Newland tradeland property. LPCP North No. 1 has an acreage of 5 acres; LPCP North No. 2, 7.5 acres; LPCP North No. 3, 10 acres. On September 15, 1986, Council approved an acquisition plan for this and other land, along with funds to have it appraised for purposes of acquisition for open space. Further, on June 1, 1987, Council established priorities for the acquisition plan which identified this land as the number eight priority. Since available funds were not adequate to proceed with all of the parcels included in this priority, we have been returning to Council for approval of funds in order of established priorities of these parcels, which consist mainly of canyon bottom and slope. Funding to acquire these parcels, LPCP North No. 1, No. 2, No. 3, was approved by Council on October 10, 1988. Acquisition negotiations have been on going since that time. This request for additional funding reflects updated appraisal costs and possible litigation expenses. This request is for \$325,000 to complete the purchase of these parcels at fair market value plus funds to cover title, escrow, and other miscellaneous costs.  
Aud. Cert. 9000823.

FILE LOCATION: STRT OS-23

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-114: (R-90-1718) ADOPTED AS RESOLUTION R-275694

Amending the Community Development Block Grant Budget to

transfer \$75,000 from the North Park Development Plan to the City Heights Redevelopment Plan.

(Districts-3, 7 and 8.)

CITY MANAGER SUPPORTING INFORMATION: In March, 1989, the City Council and Redevelopment Agency approved the allocation of \$250,000 of Community Development Block Grant (CDBG) funds for

the North Park Redevelopment Plan and \$259,672.40 in CDBG funds for the City Heights Redevelopment Plan. Following that action it was determined that, because of the significantly greater size and complexity of the City Heights Redevelopment Survey Area, its budget should be significantly larger than the budget for the North Park Plan. In July, 1989, the Agency approved the transfer of \$75,000 from the North Park Redevelopment Plan to the City Heights Redevelopment Plan. Since the involved funds are CDBG, Council action is needed to amend the CDBG budget to reflect the transfer. That action is now proposed.

Aud. Cert. 9000922.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-115: (R-90-1820) ADOPTED AS RESOLUTION R-275695

Approving the recommendations set forth in Intergovernmental Relations Department Report IRD-90-12, dated 3/28/90, regarding Pending Legislation on Alcoholic Beverage Control and Taxation.

(See Intergovernmental Relations Department Report IRD-90-12.)

COMMITTEE ACTION: Reviewed by RULES on 4/4/90. Recommendation to approve the Intergovernmental Relations Department's recommendation. Districts 1, 2, 5 and 8 voted yea. District 4 and Mayor not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-116: (R-90-1736) ADOPTED AS RESOLUTION R-275696

Directing the Intergovernmental Relations Department to seek to amend Assembly Bill 4242 (W. Brown) relating to Regional Government, for the reasons set forth in Intergovernmental Relations Department Report IRD-90-11, dated March 28, 1990; directing the Intergovernmental Relations Department to convey the City's position in this matter to the appropriate state officials.  
(See Intergovernmental Relations Department Report IRD-90-11.)

COMMITTEE ACTION: Reviewed by RULES on 4/4/90.  
Recommendation to approve the Intergovernmental Relations Department's recommendation. Districts 1, 2, 5 and 8 voted yea. District 4 and Mayor not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)  
CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-117:  
Two actions relative to the Request for Proposal for lease of Parcel C, Pueblo Lot 1353:  
(See City Manager Report CMR-90-164. Sorrento Valley Community Area. District-1.)

Subitem-A: (R-90-1652) ADOPTED AS RESOLUTION R-275697

Authorizing the City Manager to issue a Request for Proposal for the lease of Parcel C of Pueblo Lot 1353, for uses permitted in the applicable M1-A zone; declaring that such uses are "related or similar" to the uses set forth in Ordinance O-12685.

Subitem-B: (R-90-1653) ADOPTED AS RESOLUTION R-275698

Certifying that the information contained in DEP-84-0357 Addendum to Environmental Mitigated Negative Declaration EMND-80-12-48, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by PFR on 4/25/90. Recommendation to approve the City Manager's recommendation. Districts 1, 3, 6, 7 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)  
CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-118: (R-90-1726) ADOPTED AS RESOLUTION R-275699

Proclaiming June 8-10, 1990 to be "Special Olympics Days" in San Diego; extending an invitation to all San Diegans to attend this year's event in order to share the pride of Special Olympics athletes who, in putting forth their best efforts in the spirit of healthy competition, are all considered winners.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)  
CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-119: (R-90-1786) ADOPTED AS RESOLUTION R-275700

Recognizing and commending the dedication and achievements of the United Cerebral Palsy Association and its affiliates; designating May 16 through 19, 1990 as "United Cerebral Palsy Days" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-120: (R-90-1715) ADOPTED AS RESOLUTION R-275701

Authorizing the Bank of America, as paying agent for the Penasquitos Sewer District 1970 Sewer Revenue Bonds, Series A, to make payment on bond numbers 1661 and 1662 and coupon number 36 maturing on May 1, 1989, for a total amount of \$10,362.50.

CITY MANAGER SUPPORTING INFORMATION: The City Treasurer's Office has been notified that bond numbers 1661 and 1662, Penasquitos Sewer District 1970 Sewer Revenue Bonds, Series A, maturing May 1, 1989 for \$5,000 each and coupon numbers 36 for \$181.25 each, due May 1, 1989, have been lost, mislaid or stolen and cannot be found or paid. In order for the paying agent, Bank of America, to make payment for the lost bonds and coupons, the City Council must authorize the payment be made. An indemnity agreement indemnifying the City against loss has been

received and a stop payment order on the coupons and bonds has been issued.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-121:

Two actions relative to applications and assurances for Coastal Conservancy Grant Funds:  
(Mission Bay Community Area. District-6.)

Subitem-A: (R-90-1827) ADOPTED AS RESOLUTION R-275702

Approving the project agreement for State Coastal Conservancy Grant Funds for Mission Bay Park, South Shores



Development.  
Subitem-B: (R-90-1828) ADOPTED AS RESOLUTION R-275703

Approving the application and assurances for Grant Funds  
under the State Coastal Conservancy Access Grants Program  
for Sail Bay Phase IV.

CITY MANAGER SUPPORTING INFORMATION: The City will be  
receiving two separate grants from the State Coastal  
Conservancy. One grant is for \$200,000 for the Sail Bay -  
Phase IV project and was approved by the Conservancy's Board at  
their February meeting. The other grant for \$1 million is for  
the South Shores project and was appropriated to the Conservancy  
for this purpose via AB-1580. In order to secure these funds  
the City must certify by Resolution the acceptance of these  
funds and that it will comply with Conservancy regulations,  
policies, guidelines and requirements as they relate to the  
acceptance and use of Conservancy funds for these projects.  
These Resolutions will fulfill these requirements.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)  
CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea,  
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-122: (R-90-1788) ADOPTED AS RESOLUTION R-275704

Authorizing the execution of an agreement with HYA  
Consulting Engineers, for engineering services for the  
rehabilitation design of Climax Water Pump Station,  
together with any necessary modifications or amendments  
which do not increase the project scope or cost and which  
the City Manager shall deem necessary in order to carry out  
the purposes and intent of this project and agreement;  
authorizing the City Auditor and Comptroller to transfer an  
amount not to exceed \$44,364 from Water Revenue Fund 41502,  
CIP-73-263.0, Water Pump Station Restoration to Water  
Revenue Fund 41502, CIP-73-266.0, Climax Water Pump  
Station; authorizing the expenditure of an amount not to  
exceed \$81,764 from Water Revenue Fund 41502, CIP-73-266.0,  
Climax Pump Station, for the purpose of providing funds for

the above project.

(Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: Climax Water Pump Station, located at 7334 Calcahills Drive in the Navajo community planning area, has surpassed its maximum daily pumping capacity. The Climax service area has more than tripled in size since the pump station was built in 1963. To satisfy the current and future demands of this area, the existing pump station needs to be upgraded. The complexities of such an upgrade requires the specialized services and expertise of an engineering consultant. The request for engineering services for Climax Water Pump Station was advertised on June 23, 1989. Of the seven letters of interest received, four firms were nominated by the Consultant Nominating Committee on August 2, 1989. These four firms were interviewed by Water Utilities staff on September 8, 1989, in conformance with Council Policy 300-7, and HYA Consulting Engineers, an MBE firm, was selected. The agreement provides for the evaluation of the current and

ultimate capacity needs and the design of all modifications including: structural, corrosion evaluations, ventilation, pump upgrades, and preparation of construction drawings, specifications, cost estimates for construction, and assistance during the construction phase. HYA Consulting Engineers is a registered MBE with the City of San Diego. The only project subconsultant is BDK Engineering - Electrical (9.8 percent of the contract).

Aud. Cert. 9000895.

WU-U-90-133.

FILE LOCATION: MEET CCONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-123: (R-90-1818) ADOPTED AS RESOLUTION R-275705

Authorizing the execution of an agreement with the Pekarek Group, for professional services required for the Naval Hospital Exchange Parcel - Landscaping and Related Work Project, together with any necessary modifications or amendments which do not increase the project scope or cost

and which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement; authorizing the expenditure of an amount not to exceed \$224,332 from CIP-21-828, Naval Hospital Exchange Parcel - Landscaping and Related Work, Balboa Park - Inspiration Point Landscape Trust Fund No. 60253, for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller to transfer excess budgeted funds, if any, to the appropriate reserves upon advice from the administering department.

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The proposed agreement with The Pekarek Group will provide the professional services required to prepare the Precise Plan for the 36-acre, Naval

Hospital Exchange Parcel (Inspiration Point). The plans and specifications needed for construction will be provided by a future amendment to this agreement after the Precise Plan has received the required approvals. The Precise Plan will incorporate existing parking lots, preservation of existing improvements and additional improvements for three existing "Courtyards," a comfort station, safety lighting, the "Museum of Seasonal Change," roads, walks, trails and general landscaping. Aud. Cert. 9000919.

FILE LOCATION: MEET CCONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-124: (R-90-1773) CONTINUE TO MAY 21, 1990

Authorizing the execution of an agreement with the City of Poway to transport 40 equivalent dwelling units of Poway sewage through San Diego's Pump Station 75 to a point of discharge into Poway's gravity system, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary in order to carry out the purposes and intent of this project and agreement.

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego

has an existing agreement with the City of Poway which allows Poway sewage to flow northward into Escondido's treatment plant via San Diego's sewer system in Rancho Bernardo (North Basin Agreement). All of the capacity for Poway in the North Basin is now committed. The City of Poway would like to acquire sewer capacity for 40 EDUs at San Diego's Pump Station 75 at Pomerado Road and Stone Canyon Road. The proposed agreement will grant the 40 EDU capacity to Poway which will pay for the necessary improvements to accommodate the additional 40 EDUs sewage flow. The estimated improvement cost is \$8,000. Poway will also pay its pro rata share of the operation and maintenance costs and any and all future replacement and repair costs of Sewer Pump

Station 75 and its force mains. The 40 EDU flow will not affect San Diego's capacity right in Poway's Pomerado Relief Trunk Sewer, which Sewer Pump Station 75 discharges into.  
WU-U-90-106.

FILE LOCATION:    --

COUNCIL ACTION:   (Tape location: A195-205.)

MOTION BY WOLFSHEIMER TO CONTINUE FOR ONE WEEK DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-90-1819 Rev.1)   ADOPTED AS AMENDED AS RESOLUTION  
R-275706

19900514

Declaring the City Council's support for Propositions 107, 108, 110, 111, 115, 116, 117, 120, and 122 on the June 1990 ballot; declaring that the City Council takes no position on Propositions 109, 112, 113, 114, 118, 119, 121, and 123. (See Intergovernmental Relations Department Report IRD-90-14.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/90.

Recommendation to amend the Intergovernmental Relations Department's recommendation by adding Propositions 110 and 117 to the list of propositions that the City should support. Districts 1, 2, 5, 8 and Mayor voted yea. District 4 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D125-441.)

MOTION BY BERNHARDT TO DELETE FROM THE SUPPORT LIST AND TAKE "NO POSITION" ON PROPOSITIONS 115 AND 117. Second by Hartley.

Passed by the following vote: Wolfsheimer-yea, Roberts-nay, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-nay, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO ADOPT THE RULES COMMITTEE RECOMMENDATIONS

EXCLUDING PROPOSITIONS 115 AND 117. Second by Bernhardt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-151: (O-90-160) REFERRED TO THE TRANSPORTATION AND LAND USE COMMITTEE

Introduction of an Ordinance amending Chapter VI, Article II, of the San Diego Municipal Code by amending Sections 62.0101, 62.0102, 62.0103, 62.0104, 62.0105, 62.0106 and 62.0107; by adding Section 62.0108; by renumbering and amending Sections 62.0108, 62.0109, 62.0110 and 62.0111; by renumbering Section 62.0112; by adding and renumbering Section 62.0114; by renumbering and amending Section 62.0115; by adding Sections 62.0117, 62.0118 and 62.0119; by amending Sections 62.0202, 62.0203, 62.0206, 62.0207, 62.0301, 62.0302, 62.0303, 62.0304, 62.0401 and 62.0402; by renumbering and amending Sections 62.0402.1 and 62.0402.2; by adding Section 62.0405; renumbering and amending Sections 62.0403.6 and 62.0404; by adding Section 62.0408; by renumbering Section 62.0404.6; by renumbering and amending Section 62.0405; by renumbering Section 62.0406

and 62.0407; by renumbering and amending 62.0408, 62.0409, 62.0410, 62.0414, 62.0416.5 and 62.0417; by renumbering Section 62.0417.1; by renumbering Section 62.0418; by renumbering Section 62.0419 and renumbering and amending Section 62.0420, relating to Public Right-of-Way and Land Development; amending Chapter VIII, Article 2, Section 82.25.5, Chapter X, Article 1, Section 101.0550 and Chapter X, Article 3, Sections 103.1204 and 103.1408 to reflect the renumbering of Section 62.0115 to 62.0116 within those sections; and amending Chapter X, Article 2, Section 102.0500 to reflect the renumbering of Section 62.0111 to 62.0112 within that section.  
(See City Manager Reports CMR-89-517, CMR-89-153 and CMR-88-402; Committee Consultant Analyses TLU-89-14, TLU-89-10, TLU-88-54, TLU-88-36 and TLU-88-33.)

COMMITTEE ACTION: Initiated and reviewed by TLU on 11/13/89.  
Recommendation to approve the proposed Ordinance with direction to the City Manager to continue working with the Construction Industry Federation to address the geo-technical exploratory permit issue and comment on the concerns raised by the American Institute of Architects. Districts 2, 4 and 8 voted yea.  
District 5 voted nay. District 1 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E469-F059.)  
MOTION BY WOLFSHEIMER TO REFER THE ITEM BACK TO T&LU (TRANSPORTATION AND LAND USE COMMITTEE) FOR FURTHER DISCUSSION.  
Second by Roberts. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

ITEM-152: (R-90-1377) ADOPTED AS RESOLUTION R-275707

(Continued from the meetings of March 19, 1990, Item 137, and April 16, 1990, Item 151; last continued at the City Manager's request, for further review.)  
Expressing Council support for the recommendations of the Air Pollution Control District for the regulation of substances that deplete the ozone layer (CFCs); directing the City Manager to communicate the views of the Air Pollution Control District, as expressed in City Manager

Report CMR-90-81, to the appropriate officials.  
(See City Manager Report CMR-90-81.)

COMMITTEE ACTION: Reviewed by PSS on 2/21/90. Recommendation to approve the City Manager's recommendation. Districts 2,3,4,5 and 7 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)

MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-200:

(Continued from the meeting of March 12, 1990, Item 204 at Councilmember Hartley's request, to allow the City Heights Project Committee to be formed and to review the proposed funding for the project.)

Three actions relative to the State Route 15/40th Street project:

(See City Manager Report CMR-90-112. Mid-City Community Area. District-3.)

Subitem-A: (R-90-1361) RETURNED TO CITY MANAGER  
Approving a cooperative agreement with the California Department of Transportation (CalTrans).

Subitem-B: (R-90-1362) RETURNED TO CITY MANAGER

Approving a Memorandum of Understanding with the California Department of Transportation (CalTrans).

Subitem-C: (R-90-1363) CONTINUED TO MAY 21, 1990

Approving a street configuration map.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A164-170.)

MOTION BY HARTLEY TO RETURN SUBITEM-A AND B TO THE CITY MANAGER, AND TO CONTINUE SUBITEM-C ONE WEEK, AS REQUESTED BY THE CITY MANAGER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea,

Mayor O'Connor-yea.

ITEM-201: (R-90-1717 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-275708

19900514

Amending the boundaries for the North Park Redevelopment  
Survey Area.  
(See City Manager Report CMR-90-204. Greater North Park  
Community Area. District-3.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E302-454.)

MOTION BY HARTLEY TO ADOPT AS AMENDED APPROVING ATTACHMENT "D"  
BOUNDARIES WHICH INCLUDES THE LARGER AREAS. Second by  
Wolfsheimer. Passed by the following vote: Wolfsheimer-yea,  
Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea,  
Henderson-not present, McCarty-not present, Filner-not present,  
Mayor O'Connor-yea.

May-14-1990

ITEM-S400: WELCOMED

Welcoming approximately 10 Cub Scouts from Den No. 3, Pack  
No. 59, who will attend this meeting accompanied by Den  
Mothers, Celia Mundt, and Nikki Granger. This group will  
arrive at approximately 3:00 p.m.  
(District-6.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B300-320.)

ITEM-S401: (R-90- ) CONTINUED TO MAY 21, 1990



In the matter of reconsideration of the Council's action taken on November 21, 1989, in denying the request of the Carroll Canyon Golf and Recreation Center for Conditional Use/Hillside Review/Resource Protection Overlay Zone Permit 87-1104, to develop a 17-acre site with a 275 yard driving range and related facilities.

(CUP/HRP/RPOZ-87-1104. Mira Mesa Community Area. District-5.)

A: Waiving Rule 34 of the Permanent Rules of the Council to allow reconsideration.

(6 votes required.)

B: Granting the reconsideration.

(5 votes required.)

C: Setting the matter for future public hearing.

(5 votes required.)

NOTE: If Council grants the reconsideration, time has been reserved for the project to be heard on Tuesday, June 19, 1990 at 2:00 p.m.

FILE LOCATION: PERM - CUP/HRP/RPOZ-87-1104

COUNCIL ACTION: (Tape location: A170-177.)

MOTION BY BERNHARDT TO CONTINUE FOR ONE WEEK FOR FURTHER REVIEW.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S402: PROCLAIMED

Proclaiming May 13-19, 1990, to be "Historic Preservation Week" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO APPROVE. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S403: (R-90-1875) ADOPTED AS RESOLUTION R-275709

Accepting the proposal from Nolte and Associates;

authorizing the execution of an agreement with Nolte and Associates to provide consultant services for the resubdivision of Eastgate Technology Park Unit No. 1; authorizing the expenditure of an amount not to exceed \$102,500 from CIP-39-202.0, Eastgate Technology Park Unit No. 3, Fund No. 30248, Industrial Development, for the purpose of providing funds for the above project.

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On August 12, 1986, the construction Notice of Completion was filed and recorded for Eastgate Technology Park Unit No. 1 (ETP No. 1). This construction project included the creation of large 20 to 23-acre lots. On October 2, 1989, the City Council directed the City Manager to resubdivide ETP No. 1 such that smaller and, presumably, more marketable lots would be created. The subject agreement will provide for three separate parcel maps, one each for Lots 2, 7 and 8, in order to create approximately seven smaller lots; and to provide the City with one tentative subdivision map of Lots 3, 4 and 5 to create approximately ten smaller lots. This redesign of public improvements involves extending Towne Center Drive northerly and adding utilities and curb-cuts along the existing segment of Towne Center Drive. It is proposed that Council Policy 300-7 be waived and Nolte and Associates be retained as a sole-source consultant. Nolte was the consultant on the initial subdivision of Eastgate Technology Park and, therefore, has extensive background on this project. Aud. Cert. 9000960.

FILE LOCATION: MEET CCONT FY90-1

COUNCIL ACTION: (Tape location: A215-220.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: (R-90-1730 Rev.1) ADOPTED AS RESOLUTION R-275710

(Continued from the meetings of April 30, 1990, Item 110, and May 7, 1990, Item S401; last continued at the City Attorney's request, to prepare language that would provide an exemption for Mr. Beam's project; and at Councilmember Bernhardt's request, for a report from the City Manager and

Planning Department staff on the current number of projects that would be affected by the proposed policy.)  
Amending Council Policy 600-15, regarding Street Vacations and Easement Abandonments; declaring that the amendments to

the Council Policy shall not apply to applications for easement abandonment and disposition for property located within Lots Nos. 7 and 8 of the Subdivision Mission City Unit No. 3.

(See City Manager Report CMR-90-118 and Committee Consultant Analysis TLU-90-17.)

COMMITTEE ACTION: Initiated and reviewed by TLU on 3/26/90.  
Recommendation to approve the City Manager's recommendation and recommend approval to Council. Districts 1, 2, 4, 5 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D031-097.)

MOTION BY ROBERTS TO ADOPT THE RESOLUTION AND ACCEPT COUNCIL MEMBER WOLFSHEIMER'S AMENDMENT TO DIRECT THE CITY ATTORNEY AND THE CITY MANAGER TO RETURN TO COUNCIL WITH CRITERIA TO BE UTILIZED SO THAT WHEN COUNCIL PLANS TO ABANDON EASEMENTS, COUNCIL WILL KNOW PRECISELY HOW TO INSPECT THEM OR WHETHER OR NOT THEY CAN BE SOLD. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S405: (R-90-1834) CONTINUED TO MAY 21, 1990

Authorizing the execution of an agreement with Camp Dresser and McKee for environmental/geotechnical consulting services at the North Chollas landfill, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement; authorizing the expenditure of an amount not to exceed \$260,000 from the Refuse Disposal Enterprise Fund 41200, CIP-37-219, North Chollas Soil Contamination Project, for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller to transfer excess budgeted funds, if any, to the appropriate reserves on advice of the administering

department.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The North Chollas landfill was operated as a municipal trash open burning site during the 1940's and 1950's. The 1979 regrading of the site occurred in anticipation of the development of a municipal landfill. This regrading operation redistributed the ash deposits on the site, predominantly in constructing sound attenuating berms along the northerly perimeter of the site, adjacent to residential property. The site has been identified as having potentially hazardous soil. The State Department of Health (DOHS) has requested that a Health Risk Assessment (HRA) be performed. This agreement will provide the needed services for: a) preparation of the HRA, quantitatively evaluate potential health risks associated with exposure to contaminants for on and off site populations during and after the remediation process, b) identify appropriate clean-up levels, c) develop and implement a Sampling and Analysis Plan and d) provide on site engineering services during the Closure and mitigation activities. After responding to a Request for Proposal, four Environmental/Geotechnical Consulting firms were shortlisted for this project in accordance with AR 25.60. These four firms were interviewed by a selection committee which selected Camp Dresser and McKee (CDM) as the recommended consultant based on their interview and previous related experience on similar projects. CDM is a very reputable firm, with experience in environmental and landfill related issues. CDM will subcontract to an MBE firm laboratory services.  
Aud. Cert. 9000955.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A190-195.)

MOTION BY HARTLEY TO CONTINUE ONE WEEK TO HAVE AN OPPORTUNITY TO

FULLY ADDRESS THE ISSUE. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (R-90-1872) ADOPTED AS RESOLUTION R-275711

Directing the City Manager and City Planning Department to expedite the analysis and environmental review necessary to

permit the Council to examine the feasibility of removal of that portion of Camino Ruiz where it is designated to extend through the Los Penasquitos Canyon Preserve and the

removal of the designation of Camino Ruiz as the prime arterial from the Progress Guide and General Plan Transportation Element of the City as well as any changes that may be required to other pertinent City and regional documents, including but not limited to Mira Mesa and Penasquitos Community Plans and Los Penasquitos Canyon Preserve Master Plan.

**COUNCIL MEMBER REPORT:** Council docketed this item for discussion May 14, 1990 (from April 16, 1990, Item 121). This Request for Council Action proposes that the City Council remove that portion of Camino Ruiz from the Progress Guide and General Plan Transportation Element, Maps and any other pertinent City and regional planning documents where it is proposed to cross the boundaries of Los Penasquitos Canyon Preserve (this includes but may not be limited to Community Plans, Los Penasquitos Canyon Preserve Draft Master Plan). The remainder of this roadway should be downgraded in status from designation as a "prime arterial" to "street" to reflect this change.

It is proposed that the City Manager develop alternatives to alleviate any projected need for this roadway to cross Penasquitos Canyon. Los Penasquitos Canyon is a designated Nature Preserve for the City of San Diego. It currently has a major prime arterial (Black Mountain Road) crossing it at the eastern end and a major four-lane connector street system Camino Santa Fe, Calle Cristobal and Sorrento Valley Road eventually crossing the Preserve at the western end. Another road crossing this Preserve would irreparably damage its ability to function as a Nature Preserve and a low intensity recreational area.

Camino Ruiz has been recommended for removal from crossing Penasquitos Canyon by numerous Community Planning Groups and Civic organizations and the Citizens Advisory Committee for Penasquitos Canyon. Recent improvements have been made to portions of Camino Ruiz proximate to the Preserve consistent with its designation as a prime arterial and proposed extension through the Canyon. These improvements are costly and unnecessary. Funds designated for these and future improvements and extension could be better used to fund alternative routes and transportation modes. The expansion of Black Mountain Road to six lanes and other means including alternative transportation systems and programs can be implemented to accommodate any anticipated traffic needs.

FILE LOCATION: SUBD - MIRADOR PACK UNIT NO. 5

COUNCIL ACTION: (Tape location: D448-E291.)

Motion by Bernhardt to delete Camino Ruiz crossing the canyon from all pertinent City and County documents immediately, and

that staff go forward and look at alternatives for the potential impacts to the adjacent roadways, i.e., Black Mountain Road, Camino Santa Fe, probably Mira Mesa Boulevard, in that surrounding radius, and that the necessary projects or transit methods to make up for those potential impacts on those roadways, that those projects would be added into the Rancho Penasquitos and Mira Mesa FBA's (Facility Benefit Assessments) immediately. Second by Wolfsheimer. No vote.

MOTION BY BERNHARDT TO ADOPT THE ITEM AND TO DIRECT THE CITY MANAGER AND THE PLANNING DIRECTOR THAT NO FUTURE MAPS, FINANCING, EXPENDITURES, OR WORK WILL BE DONE IN THE AREA THAT WOULD INDICATE BUILDING OF THE ROAD ON THE MIRA MESA SIDE AND THROUGH THE CANYON. THAT NOTHING WILL BE DONE TO CONTINUE TO BUILD THAT ROADWAY TOWARDS OR ACROSS THE CANYON PENDING

FURTHER

REVIEW. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

May-14-1990

ITEM-S407: CONTINUED TO MAY 21, 1990

In the matter of Water Conservation.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A178-190; A220-D024.)

Motion by Henderson to implement a voluntary water conservation program with a goal of reducing water use by 10 percent in San Diego. Direct the Mayor to work with the news media on a strong water conservation educational program to show citizens how best to participate. Further direct the Mayor to work with large water users, including the City of San Diego, to develop innovative ways to conserve water voluntarily. Direct the City Manager to report back in 60 days on the success of the City's voluntary efforts. The Council will evaluate the success of the program after 90 days and consider a mandatory effort only if

voluntary efforts are unsuccessful in making significant water savings. No second.

MOTION BY HENDERSON TO CONTINUE ONE WEEK FOR THE ATTENDANCE OF COUNCIL MEMBERS PRATT AND McCARTY, AND TO KEEP THE HEARING OPEN FOR PUBLIC TESTIMONY AS REQUESTED BY MAYOR O'CONNOR. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

Mayor O'Connor adjourned the meeting at 5:40 p.m., in honor of the memory of Ann Jackson.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F060-090).

MOTION BY ROBERTS TO ADJOURN THE MEETING IN HONOR OF THE MEMORY OF ANN JACKSON. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-not present, Filner-not present, Mayor O'Connor-yea.